

## *United States Court of Appeals*

FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

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NEW ORLEANS, LA 70130

November 04, 2024

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 24-40637 Fed of Amer v. LABR  
USDC No. 6:24-CV-163

Consolidated with

No. 24-10890 American Council v. LABR  
USDC No. 4:24-CV-482

The court has granted the joint motion to consolidate cases 24-40637 and 24-10890. Case number 24-40637 is the lead appeal. All future filings must be docketed in lead appeal case number 24-40637.

Further, the court has granted the joint motion for an extension of time to and including December 20, 2024, for filing the Appellants' brief.

Lastly, the court has denied as premature the joint motion to extend time to file Appellees' briefs in this case. The Appellees' brief extension request may be re-urged if necessary after the Appellants' brief is filed.

Sincerely,

LYLE W. CAYCE, Clerk



By: \_\_\_\_\_  
Dantrell L. Johnson, Deputy Clerk  
504-310-7689

Mr. Donald Colleluori  
Mr. Kelly Patrick Dunbar  
Mr. Russell Harris Falconer  
Mr. Charles William Fillmore  
Mr. Andrew G. I. Kilberg  
Mr. Kevin Lamb  
Mr. Jason J. Mendro  
Ms. Karen S. Mitchell  
Mr. David O'Toole  
Mr. David W. Ogden  
Mr. Leif Eric Overvold

Ms. Amber Dawn Reece  
Mr. Andres C. Salinas  
Mr. Eugene Scalia  
Mr. Lochlan Francis Shelfer  
Ms. Galen Thorp  
Mr. Michael Alan Yanof  
Mr. Parker Douglas Young

**P.S. to Counsel:** A revised copy of the caption is enclosed for use on all future filings.

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Case No. 24-40637

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Federation of Americans for Consumer Choice, Incorporated; James Holloway; James Johnson; Texas Titan Group; Provision Brokerage, L.L.C.; V. Eric Couch,

Plaintiffs - Appellees

v.

United States Department of Labor; Julie A. Su, Acting Secretary, U.S. Department of Labor, in her official capacity,

Defendants - Appellants

consolidated with

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No. 24-10890

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American Council of Life Insurers; National Association of Insurance and Financial Advisors - Fort Worth; National Association of Insurance and Financial Advisors - Dallas; National Association of Insurance and Financial Advisors-Pineywoods of East Texas; National Association of Insurance and Financial Advisors - Texas; National Association of Insurance and Financial Advisors; National Association for Fixed Annuities; Insured Retirement Institute; Finseca,

Plaintiffs - Appellees

Financial Services Institute; Securities Industry and Financial Markets Association,

Intervenor Plaintiffs - Appellees

v.

United States Department of Labor; Julie Su, in her official capacity as Acting Secretary, United States Department of Labor,

Defendants - Appellants